

~~DUPLICATE~~

IAP3 Rec'd PCT/PTO 06 MAR 2006

Mar-06-06 12:31pm From-B C B B D

+202 508 3403

T-241 P.001/013 F-529

FAX TRANSMISSION

**RECEIVED
CENTRAL FAX CENTER
MAR 06 2006**

DATE: March 6, 2006

PTO IDENTIFIER: Application Number 10/521,143

Patent Number

Inventor: Rainer L. M. Klopp et al

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (571) 273-8300

FROM: BAKER DONELSON BEARMAN CALDWELL & BERKOWITZ, PC

Susan E. Shaw McBee

PHONE: (202) 508-3479

Attorney Dkt. #: 2901652.2

PAGES (Including Cover Sheet): 13

CONTENTS:

- Response to Notification of Defective Response and Petition under 37 CFR §1.181 (2 pages)
- Copy of Notification of Defective Response (2 pages)
- Copy of previously submitted Declaration (4 pages)
- Copy of previously submitted Notification of the Recording of a Change from the International Bureau (1 page)
- New Power of Attorney and Statement under 37 CFR 3.73(b) (2 pages)
- Certificate of Transmission (1 page)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (202) 508-3479 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

BAKER DONELSON BEARMAN CALDWELL & BERKOWITZ, PC
555 11th Street, N.W., 6th Floor, Washington, DC 20004
Telephone: (202) 508-3479 Facsimile: (202) 508-3408

W SM1 140114 v1

PAGE 1/13 * RCVD AT 3/6/2006 11:39:20 AM [Eastern Standard Time] * SVR:USPTO-EFXRF-3/17 * DNI:2738300 * CSID:+2025083403 * DURATION (mm:ss):03:38

PTO/SB/97 (09-04)

Approved for use through 07/31/2006, OMB 0651-0031

U. S. Patent and Trademark Office, U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Attorney Docket No.: 2901652.2

Application No. (if known): 10/521,143

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on March 6, 2006
Date

Signature

Dina N. Van Vuren

Typed or printed name of person signing Certificate

202.508.3459

Telephone Number

Registration Number, if applicable

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Response to Notification of Defective Response and Petition under 37 CFR

§1.181 (2 pages)

Copy of Notification of Defective Response (2 pages)

Copy of previously submitted Declaration (4 pages)

Copy of previously submitted Notification of the Recording of a Change from the

International Bureau (1 page)

New Power of Attorney and Statement under 37 CFR 3.73(b) (2 pages)

RECEIVED
CENTRAL FAX CENTER

MAR 06 2006

Docket No.: 2901652.2
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Rainer L. M. Klopp et al

Conf. No.: 2750

Application No.: 10/521,143

Group Art Unit: N/A

Filed: January 13, 2005

Examiner: Not Yet Assigned

For: DEVICE AND METHOD FOR PRODUCING A
PROTECTIVE LIQUID WALLRESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE AND PETITION
UNDER 37 CFR §1.181Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Defective Response mailed February 6, 2006 (enclosed herewith), Applicant resubmits the Declaration filed September 6, 2005 along with a copy of the Notification of the Recording of a Change issued by the International Bureau. Based on this Notification of the Recording of a Change, Applicant asserts that the Declaration filed September 6, 2005 is correct as the third inventor was added in the international stage. Applicant respectfully requests that the Notification of Defective Response be vacated and a Notice of Acceptance be issued in the instant application.

Should there be any questions regarding the instant submission, please contact the undersigned at the phone number listed.

Also enclosed is a new Power of Attorney for the instant application. Applicant respectfully request entry of this Power of Attorney and the correspondence address be updated.

WSM1 140240 v1
2901652-000002 03/06/06

Docket No.: 2901652.2

Application No.: 10/521,143

Applicant believes no fee is due with this response. However, if a fee is deemed necessary, please charge our deposit account 11-0553 under order number 2901747.14, from which the undersigned is authorized to draw.

Dated: March 6, 2006

Respectfully submitted,

By Susan E. Shaw McBee
Susan E. Shaw McBee
Registration No.: 39,294
Baker Donelson Bearman Caldwell & Berkowitz, PC
555 11th Street, NW
6th Floor
Washington, DC 20004
(202) 508-3479
(202) 508-3402 (Fax)
Attorney for Applicant



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/521,143	Rainer L M Kloppe	20496-472
INTERNATIONAL APPLICATION NO.		PCT/EP03/07646
I.A. FILING DATE		PRIORITY DATE
07/15/2003		07/15/2002
CONFIRMATION NO. 2750		
371 FORMALITIES LETTER		
OC000000017992010		

Date Mailed: 02/06/2006

RECEIVED
CENTRAL FAX CENTER
MAR 06 2006

The following items have been submitted by the applicant or the IAB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Priority Document
- Copy of the International Application filed on 01/13/2005
- English Translation of the IAB filed on 09/06/2005
- Copy of the International Search Report filed on 01/13/2005
- Copy of IPE Report filed on 01/13/2005
- Preliminary Amendments filed on 09/06/2005
- Information Disclosure Statements filed on 01/13/2005
- Oath or Declaration filed on 09/06/2005
- U.S. Basic National Fees filed on 01/13/2005
- Priority Documents filed on 01/13/2005

Applicant's response filed 09/06/2005 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 07/05/2005 have not been completed.

The following Items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - the declaration identifies a third inventor that is not on the International application

Applicant is required to complete the response within a time limit of **ONE MONTH** from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed

to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/521,143	PCT/EP03/07646	20496-472

FORM PCT/DO/EO/916 (371 Formalities Notice)